



# VILLAGE OF KEY BISCAYNE

Office of the Village Manager

## MEMORANDUM

*Village Council*

Franklin H. Caplan, *Mayor*

Michael E. Kelly, *Vice Mayor*

Michael W. Davey

Enrique Garcia

Robert Gusman

Mayra P. Lindsay

James S. Taintor

*Village Manager*

John C. Gilbert

**DATE:** June 12<sup>th</sup>, 2012  
**TO:** Honorable Mayor and Members of the Village Council  
**FROM:** John C. Gilbert, Village Manager  
**RE:** Purchase of Police Marine Patrol Vessel and required Peripherals

### RECOMMENDATION

It is recommended that the Village Council consider the Police Department's request to purchase a 30 foot Contender Vessel including engines and other required peripherals ("The Vessel"). The purpose of this request is to replace the department's aging Marine Patrol Vessel and trailer in accordance with the Police Department's existing replacement program.

### BACKGROUND

Patrolling by water is a necessary part of the Village's law enforcement mission, because of its geography, which includes many miles of water. Therefore, the purpose of the Key Biscayne Police Department Marine Patrol is to promote boating safety education, enforcement of the marine laws and ordinances and to provide police services to those who live along our waterways and its visitors.

The number one goal of the Key Biscayne Police Department has been the prevention of crime. By patrolling waterfront properties, officers are able to get a view of private property that is simply not visible from a patrol car. The department's Marine Patrol has been utilized to assist in Law Enforcement operations which include but are not limited to; waterway patrol, search, rescue, surveillance, certified police divers as well as other appropriate marine related activities.

The Marine Patrol has also preserved the quality of life issues of the Village residents by ensuring that planned and unplanned gathering of boats within the Village limits, such as the Key Biscayne Regatta, are prevented from becoming unruly and creating mayhem.

To accomplish its mission, in 2005, the Village of Key Biscayne Police Department purchased its current Marine Patrol Vessel and implemented the department's first full time Marine Patrol duties.

The current Marine Patrol Vessel is aging from its use and has begun to mount insurmountable and repetitive maintenance costs. Therefore the purpose of this request is to replace the aging Marine Patrol Vessel in accordance with the Police Department's existing replacement program. The purchase of the new vessel, if approved will be funded by the Key Biscayne Police Department Federal Asset Sharing Fund.

The proceeds of the Village of Key Biscayne Police Department Federal Asset Sharing Fund are the result of seized assets from joint investigations between the department, Federal and local law enforcement agencies. Said proceeds may be used for programs that are supportive of and consistent with a law enforcement effort, policy or initiative. Chief Charles R. Press, and the Village Attorney, certifies that this request clearly falls within the permitted "Law Enforcement equipment" category contained within A Guide to Equitable Sharing of Federally Forfeited Property for State and Local Law Enforcement Agencies.

Currently, as of May 31<sup>st</sup>, the balance of this account is in excess of \$260,000. Chief Charles R. Press and I respectfully recommend the purchase of the 30 foot Contender Vessel including engines and other required peripherals ("The Vessel") for the Village of Key Biscayne Police Department for an amount not exceeding \$132,960.98, attached as Exhibit A.

**RESOLUTION NO. 2012 - \_\_\_\_\_**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING THE PURCHASE OF A 30 FOOT CONTENDER VESSEL, INCLUDING ENGINES AND OTHER REQUIRED MARINE PERIPHERALS FOR THE POLICE DEPARTMENT; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Village of Key Biscayne (the “Village”) Police Department is in need of a new marine vessel in order to patrol the waters of the Village; and

**WHEREAS**, the Village may, pursuant to Section 2-86 of the Village Code of Ordinances (the “Village Code”), enter into bids or contracts entered into by another governmental authority, provided that the governmental authority has gone through a competitive bidding procedure leading to the award of the bid or contract in question; and

**WHEREAS**, the Village Council desires to purchase a 30-foot Contender Vessel, including engines and other required marine peripherals (the “Vessel”) for the Village Police Department based upon the United States of America General Services Administration Contract Number GS-07-5601R, which approved a federal supply schedule catalog/price list with Contender Boats, Inc. for marine craft and equipment (the “GSA Contract”); and

**WHEREAS**, the Village Council authorizes the Village Manager to negotiate and purchase the Vessel with the same or better terms as the GSA Contract, attached as Exhibit “A;” and

**WHEREAS**, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** Each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

**Section 2. Waiver of Competitive Bidding.** The Village Council, in accordance with Section 2-86 of the Village Code, hereby waives competitive bidding based upon the GSA Contract.

**Section 3. Authorization.** The Village Council hereby authorizes the Village Manager to negotiate and purchase the Vessel with the same or better terms as the GSA Contract, attached as Exhibit "A." Any and all expenditures authorized by this Resolution shall be from the KBPD Federal Forfeiture Asset Sharing Account.

**Section 4. Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this \_\_\_\_ day of June, 2012.

\_\_\_\_\_  
FRANKLIN H. CAPLAN, MAYOR

ATTEST:

\_\_\_\_\_  
CONCHITA H. ALVAREZ, MMC, VILLAGE CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

\_\_\_\_\_  
VILLAGE ATTORNEY

# **Exhibit A**

**(All Documents behind Resolution)**

Exhibit A

# CONTENDER

Contender Boats Inc. / 1820 S.E. 38<sup>th</sup> Avenue / Homestead, FL 33035 / Tel: (305) 230-1800 / Fax: (305) 230-1700

<b>QUOTE</b>
5029
30T

SOLD TO VILLAGE OF KEY BISCAYNE  
88 WEST MCINTRYE STREET DATE 23-Feb-12  
 ADDRESS KEY BISCAYNE, FL. 33149

TERMS:  
 APPROVAL #

**VESSEL**

BOAT	30' CONTENDER	Serial No:	102,410.48
STYLE	TOURNAMENT		

**ENGINES**

MODEL	TWIN YAMAHA 300HP XCA (4-STROKE)	L SN:	
		C SN:	
		R SN:	INCLUDED

**ACCESSORIES**

BATTERY w/SWITCH (ADDITIONAL)	284.81
BILGE PUMP w/SWITCH (ADDITIONAL)	249.82
SPOTLIGHT, REMOTE, ACR 200,000 CANDELA	1,483.63
ENCLOSURE, THREE SIDED POLYCARB	1,148.81
LIGHT, SPREADER LIGHT, ON T-TOP (EA. ADDITIONAL) (3)	476.67
SPOT LIGHT PAD	65.09
T-TOP, HARD TOP (FIBERGLASS)	7,648.82
CLEATS, ADDITIONAL TO BOAT (EA) (2)	214.40
LADDER, GARELICK BUILT IN TRANSOM- PORT SIDE	454.66
LADDER, BOARDING (TELESCOPING) - STBD SIDE	278.54
2ND HYDRAULIC STEERING CYLINDER	1,150.63
POWER ASSIST PUMP	1,440.66
STEERING WHEEL, STAINLESS STEEL w/KNOB	138.79
TILT STEERING w/2ND GYD.	135.92
TRANSDUCER INSTALLATION	588.66
LEANING POST, FIXED BACK	1,938.29
DIVE RACK UNDER L-POST (4)	325.00
ELECTRONICS PACKAGE & INSTALLATION:	8,646.00
...GARMIN GPSMAP 5212	
...GSD 22 DIGITAL REMOTE SOUNDER	
...BRONZE, 20 DEG. THRU HULL, AIRMAR B60	
...GMR 18 MARINE RADAR	
...AM/FM STEREO w/ SPKS	
...ICOM 504 VHF RADIO	
FRESH WATER WASH DOWN	944.51

**STANDARD OPTIONS:**

CONSOLE, 30' TOURNAMENT	
COMPASS HIGH SPEED	
BOW LIGHT - SLUSH MOUNTED (POP-UP)	
CLEAT, BOW (POP-UP) & LIFTING EYE	
TRIM TABS, K-PLANE MODEL 280S	

**CUSTOM: CONTENDER TO SPECIAL ORDER**

WHELEN WATERPROOF 100 SIREN AMP	2,098.20
WEATHERPROOF WHELEN SIREN w/2 SWITCHES	
LO-PRO SPEAKER/MOUNT TO TOP OF LIGHT BAR	
44" FREEDOM BAR w/4 CORNER BLUE LED LIGHTS	
..UPGRADE 2 ADD'L FWD FACING BLUE LED MODULES	

**SPECIAL INSTRUCTIONS**

DO NOT INSTALL ROD HOLDERS	
INSTALL FOR CU&T. SUPPLIED SHOT GUN RACK	264.00
RESCUE BOARD RACK	873.00

TOTAL	102,410.48
OPTIONS	30,858.60
CREDIT FOR DELETED ITMES	(308.00)

<b>Total QUOTE</b>	<b>\$132,960.98</b>
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Customer Signature:

Approved By: